



കേരള ഗസറ്റ് KERALA GAZETTE

അധികാരികമായി പ്രസിദ്ധീകരിച്ചതുന്ത്
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PART I

Notifications and Orders issued by the Government

Labour and Rehabilitation Department Labour and Rehabilitation (A)

ORDER

G. O. (Rt.) No. 420/2014/LBR.

Thiruvananthapuram, 22nd March 2014.

Read:— 1. Judgment dated 8-2-2013 in O.P. No. 7215/2003, WP(C) No. 31623 & 31670 of 2003 & 23772/2011 of the Hon'ble High Court of Kerala.

2. Letter No. I(6) 5713/2013 dated 6-3-2014 from the Additional Labour Commissioner (I. R.), Thiruvananthapuram.

In the judgment read as 1st paper above, the Hon'ble High Court of Kerala has directed the Government to reconsider the issue of non-payment of closure compensation to the retrenched employees by the management of Grasim Industries Limited, Mavoor, Kozhikode in terms of Section 10(1) (d) of the Industrial Dispute Act of 1947 and in light of the observations of the Court.

The Government have examined the matter in consultation with the Additional Labour Commissioner (I.R.), Thiruvananthapuram. The Additional Labour Commissioner, has reported in his letter read as 2nd paper above that all the 14 former employees involved are workmen under Section 2 (s), the establishment is an industry under Section 2 (j) and the issue of reference is an industrial dispute under Section 2 (k) of the Industrial Dispute Act 1947 and has recommended that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Kozhikode under Section 10 (1) (d) of the Industrial Dispute Act 1947.

In this circumstances, the Government hereby direct that the industrial dispute between the General Manager, Grasim Industries Limited, Mavoor, Kozhikode and the 14 retrenched employees namely (1) Sri R. G. Radhakrishnan, 28/2787-A, Krishnakripa, Nellikodu P. O., Kozhikode, (2) Sri M. Gopinathan, 20/1086, Ashirvad, Kallai P. O., Kozhikode-3, (3) Sri M. Asokan, Madhurakkandy, Vengali, Calicut-10, (4) Smt. Vineetha Joseph, w/o Late

Sri K. T. Joseph, 124 Soorya Chambers, Murukesh Palayam, Bangalore-560 017, (5) Sri M. Krishnankutty, Asari Puliparambil, Mavoor P. O., Kozhikode-661 (6) Sri Appukuttan, P. V., Poomadathil House, Thiruvanoor Nada P. O., Calicut-29, (7) Smt. O. K. Ananthvally, w/o Late Sri. Parameswaran, ‘Sreelekshmi’, Kelampatta, Kuttikadavu, Mavoor, Kozhikode, (8) Sri T. O. Mathai, Thakkolkaran House, Puthenchira East P. O., Irinjalakkuda, (9) Sri A. R. Viswanathan, Anjalessary House, Thiruthissery, Post Mekkad, Ernakulam, (10) Sri K. N. Thomas, Kovoor House, Near PHED, M. P. Road, Thiruvalla, (11) Smt. K. P. Rugmini, w/o Late Sri V. M. Gangadharan, Velath Padikkal, Athanikkal, West Hill P. O., Kozhikode, (12) Sri C. P. Ramabhadran, C/o R. G. Radhakrishnan, 28/2787A, Krishnakripa, Nellikodu P. O., Kozhikode, (13) Sri P. N. Chittaranjan, Nandanam, Soorya Nagar, Mundakkal, Kollam, (14) Sri R. C. Jain, 5 A/2 Madhur Amral Apartment, Pankaj Flats, Corporation Office Road, Kozhikode-673 032 is referred for adjudication to the Industrial Tribunal, Kozhikode. The issue to be referred for adjudication is mentioned in the annexure to this order.

This is in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Dispute Act of 1947 (Central Act XIV of 1947) and thus the judgment is complied with.

ANNEXURE

Whether the non payment of closure compensation to 14 retrenched employees namely (1) R. G. Radhakrishnan (2) M. Gopinathan (3) M. Asokan (4) M. Krishnankutty (5) P. V. Appukuttan (6) T. O. Mathai (7) A. R. Viswanathan (8) K. N. Thomas (9) C. P. Ramabhadran (10) P. N. Chitharanjan (11) R. C. Jain (12) T. Parameswaran (13) V. M. Gangadharan and (14) K. T. Joseph of Pulp and Staple Fibre Divisions, Grasim Industries Limited, Mavoor, Kozhikode, involved in I.D. 03/2001 of Industrial Tribunal, Kozhikode and tripartite settlement on 7-7-2001, based on the contention of the management that they have already retired from service before 30-6-2001, by the management of Grasim Industries Limited, Mavoor, Kozhikode is justifiable or not ?

(2) If not what are the benefits the 14 employees are entitled to get ?

By order of the Governor,

HAREENDRAN NAIR, B.,
Deputy Secretary to Government.

ORDERS

(1)

G. O. (Rt.) No. 327/2014/LBR.

Thiruvananthapuram, 4th March 2014.

Whereas, the Government are of opinion that an industrial dispute exists between (1) the Regional Manager, Universal Telecommunications (P) Limited, Panampally Nagar, Opposite Avenue Centre, Ernakulam, (2) The Branch Manager, Universal Telecommunications (P) Limited, Court Road, S. M. Street, Kozhikode and the worker of the above referred establishment Smt. Tessy Jose, d/o David Jose, Pallippambil House, Kattippara P. O., Thamarassery, Kozhikode in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kozhikode. The Labour Court will pass the award within a period of three months.

ANNEXURE

Whether the denial of employment to Smt. Tessy Jose, employee under Universal Telecommunications (P) Limited, by the management is justifiable ? If not, what relief she is entitled to ?

(2)

G.O. (Rt.) No. 350/2014/LBR.

Thiruvananthapuram, 7th March 2014.

Whereas, the Government are of opinion that an industrial dispute exists between (1) M/s. Leads Advertising, Kadaikal Apartments, 2nd Floor, Kathrukadavu Over Bridge, Kaloor-Kathrukadavu Road, Kochi-17 (2) Sri K. V. Krishnakumar, Partner, M/s. Leads Advertising, Kadaikal Apartments, 2nd Floor, Kathrukadavu Over Bridge, Kaloor-Kathrukadavu Road, Kochi-17, and the workman of the above referred establishment Sri P. N. Ullas, Parakkattil House, Amballoor P. O., Pin-682 315 in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Ernakulam. The Labour Court will pass the award within a period of three months.

ANNEXURE

Whether the denial of employment to Sri P. N. Ullas by the management of M/s. Leads Advertising, Kadaikal Apartments, Kochi-12 is justifiable ? If not, what relief he is entitled to ?

(3)

G.O. (Rt.) No. 376/2014/LBR.

Thiruvananthapuram, 15th March 2014.

Whereas, the Government are of opinion that an industrial dispute exists between Sri P. Vasu, Shalina Hotel, Main Road, Atholi P. O., Kozhikode and the workman of the above referred establishment Sri K. Narayanan, Kakkad Veedu, Kunnathara P. O., Ulleri, Kozhikode in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kozhikode. The Labour Court will pass the award within a period of three months.

ANNEXURE

Whether the denial of employment to Sri K. Narayanan, Worker, Shalina Hotel, Main Road, Atholi P. O., Kozhikode by the management is justifiable ? If not, what relief he is entitled to ?

(4)

G.O. (Rt.) No. 377/2014/LBR.

Thiruvananthapuram, 15th March 2014.

Whereas, the Government are of opinion that an industrial dispute exists between The Managing Director, The Trichur Co-operative Spinning Mills Limited, Vazhani P. O., Thrissur-680 589 and the workmen of the above referred establishment represented by the Secretary, Trichur Co-operative Spinning Mills Workers Congress, INTUC (I), Veruppaka, Vazhani P. O., Thrissur-680 589 in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the demand to reinstate the seniority to Sri E. K. Saseendran, Worker of Trichur Co-operative Spinning Mills Limited, is justifiable ? If not, what relief he is entitled to get ?

(5)

G.O. (Rt.) No. 378/2014/LBR.

Thiruvananthapuram, 15th March 2014.

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, Harrisons Malayalam Plantation Limited, Kundai Estate, Palappilli P. O., Alagappanagar (Via.), Thrissur-680 304 and the workmen of the above referred establishment represented by the President, Kerala State Estate and Plantation Workers Union (TUCI), Aroma Building, Puthukkad-680 301 in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947), the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

ANNEXURE

Whether the dismissal of Sri M. S. Rajan, Worker (No. 2060) of Harrisons Malayalam Plantation, Mooplivali, Chakkiparambu Division is justifiable or not ? If not, what relief he is entitled to get ?

By order of the Governor,

RAJANIKANT R. BALIGA,
Under Secretary to Government.